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**U.S. PATENT & TRADEMARK OFFICE**

DATE: December 14, 2005 TIME: \_\_\_\_\_

TO:	USPTO - Mail Stop Amendment	FAX NO.:	571-273-8300
FROM:	Kenneth N. Nigon	ADMIN. ASST.:	Patricia C. Boccella
APPLN. NO.:	10/774,023	ATTY. DOCKET NO.:	MKPA-108US
TITLE OF APPLN.: DIAMOND 2D SCAN FOR ALIGNING AN OPTICAL FIBER TO AN OPTICAL OUTPUT PORT			
FILING DATE:	February 6, 2004	ART UNIT:	2874
FIRST INVENTOR:	Brian Massey	CONF. NO.:	7721
TITLE OF DOCUMENT (and List of Attachments): Transmittal; Response to Restriction Requirement			

Total Number of Pages: 3 (including this form)

COMMENTS

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PTO/SB/21 (09-01) (AW 10/2004)  
Approved for use through 7/31/2006, OMB 0551-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 2

Application Number	10/774,023
Filing Date	February 6, 2004
First Named Inventor	Brian Massey
Art Unit	2874
Examiner Name	Juliana K. Kang
Attorney Docket No.	MKPA-108US

## ENCLOSURES (Check all that apply)

Fee Transmittal Form  
 Fee Attached

Amendment/Reply  
 After Final  
 Affidavits/Declaration(s)

Extension of Time Request

Express Abandonment Request

Information Disclosure Statement

Certified Copy of Priority Document(s)

Response to Missing Parts/  
Incomplete Application  
 Response to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)  
 Licensing-related Papers  
 Petition  
 Petition to Convert to a  
Provisional Application  
 Power of Attorney, Revocation,  
Change of Correspondence  
Address  
 Terminal Disclaimer  
 Request for Refund  
 CD, Number of CD(s) \_\_\_\_\_  
 Landscape Table on CD

After Allowance Communication  
to TC  
 Appeal Communication to Board  
of Appeals and Interferences  
 Appeal Communication to TC  
(Appeal Notice, Brief, Reply  
Brief)  
 Proprietary Information  
 Status Letter  
 Other Enclosure(s) (please  
identify below): Response to  
Restriction Requirement;  
Facsimile Cover Sheet

Remarks:

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm Name	RatnerPrestia		
Signature			
Printed Name	Kenneth N. Nignon		
Date	December 14, 2005	Registration No.	31,549

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or Printed Name

Patricia C. Boccella

Date December 14, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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Appln. No.: 10/774,023  
 Amendment Dated December 14, 2005  
 Reply to Office Action of November 17, 2005

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 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE CENTRAL FAX CENTER

DEC 14 2005

Appln. No: 10/774,023  
 Applicant: Brian Massey  
 Filed: February 6, 2004  
 Title: DIAMOND 2D SCAN FOR ALIGNING AN OPTICAL FIBER  
 TO AN OPTICAL OUTPUT PORT  
 TC/A.U.: 2874  
 Examiner: Juliana K. Kang  
 Confirmation No.: 7721  
 Docket No.: MKPA-108US

RESPONSE TO RESTRICTION REQUIREMENT

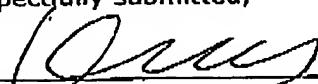
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SIR:

This is in response to the Restriction Requirement stated in the Office Letter dated November 17, 2005.

The Examiner requires that claims of either Group 1 including 1-12, 17 and 18, drawn to a method of aligning two devices or Group II including claims 13-16 drawn to an apparatus for aligning an optical input port to an optical output port be elected for prosecution. Applicant elects to prosecute Group 1. This election is made without traverse.

Respectfully submitted,

  
 Kenneth N. Nigon, Reg. No. 31,549  
 Attorney for Applicant

KNN/pb

Dated: December 13, 2005

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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

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 Patricia C. Boccella